



IFW

Attorney Docket No.: 60188-760  
**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**



In re Application of

Miwa ITO, et al.

Serial No.: 10/762,336

Filed: January 23, 2004

For: LEVEL SHIFTER HAVING AUTOMATIC DELAY ADJUSTING FUNCTION

:  
: Customer No.20277  
:  
: Confirmation No.: 4944  
:  
: Group Art Unit: 2816  
: Examiner: LONG T. NGUYEN  
:

**ELECTION UNDER 35 U.S.C. § 121**

Mail Stop Amendment  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement set forth in the Office Action mailed  
March 8, 2005, having a shortened statutory period for response set to expire  
April 8, 2005, wherein the Examiner required restriction between the following distinct  
Species:

Species A	-	Figure 2;
Species B	-	Figure 4;
Species C	-	Figure 6;
Species D	-	Figure 7;
Species E	-	Figure 8;
Species F	-	Figure 10;
Species G	-	Figure 11;
Species H	-	Figure 12.

Applicants elect Species A, with claims 1-3 readable thereon, for initial prosecution on

the merits. Applicants also reserve the right to file a Divisional Application for the non-elected claims 4-12, which the Examiner has indicated is patentably distinct.

Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition for extension of time. The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0417. A duplicate copy of this Response is enclosed for accounting purposes.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Date: 4/7/05

By: \_\_\_\_\_

  
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